

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

**MISSOURI PRIMATE FOUNDATION,
et al.,**

**Plaintiffs and
Counterclaim Defendants,**

v.

**PEOPLE FOR THE ETHICAL
TREATMENT OF ANIMALS, INC., et al.,**

**Defendants and
Counterclaim Plaintiffs.**

Case No. 4:16-cv-02163

DECLARATION OF MARTINA BERNSTEIN

Pursuant to 28 U.S.C. § 1746, I, Martina Bernstein, declare the following to be true and correct to the best of my knowledge and belief:

1. I am counsel for Counterclaim Plaintiffs People for the Ethical Treatment of Animals, Inc. and Angela Scott (together, “Plaintiffs”). I make this declaration based upon my personal knowledge and upon information available to me as Plaintiffs’ counsel.

2. **Exhibit A** attached hereto is a true and correct copy of the relevant pages of the deposition testimony of Thomas “Butch” Jones, D.V.M., whom I deposed in his capacity as a fact witness in this case.

3. **Exhibit B** attached hereto is a true and correct copy of “Counterclaim Defendant Connie Casey’s Disclosures Pursuant to Federal Rule of Civil Procedure 26(a)(2).”

4. Prior to filing this motion, Plaintiffs’ counsel conferred with Counterclaim Defendant Casey’s counsel Victor Essen to describe the inadequacy of Casey’s non-retained expert

disclosures and request that they be amended to comply with the applicable rule. Essen declined to supplement the disclosures.

I declare under the penalty of perjury that the foregoing is true and correct.

October 1, 2019
Corona, CA

/s/ *Martina Bernstein*
Martina Bernstein